

**HB 1653** - H AMD TO H AMD (1653 AMH SIMP MOET 438) **1653**

By Representative Taylor

NOT ADOPTED 2/15/2010

1 On page 3, beginning on line 9 of the amendment, after "if" strike  
2 ": (A) The" and insert "the"

3  
4 On page 3, line 11 of the amendment, after "program" strike all  
5 material through "functions" on line 13 and insert "in existence  
6 before the effective date of the local government's updated  
7 development regulations to protect critical areas"

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9 On page 3, line 21 of the amendment, after "90.58.065." insert  
10 "When determining the extent of an area being used for agricultural  
11 activities, local governments and the department shall make their  
12 determination based upon, to the greatest extent possible, historical  
13 activities."

14

**EFFECT:** (1) Specifies that uses or structures within shorelines of the state that were established or vested on or before the effective date of the local government's development regulations to protect critical areas may continue as a conforming use and may be redeveloped or modified if the redevelopment or modification is consistent with the local government's master program in existence before the effective date of the local government's updated development regulations to protect critical areas. (2) Specifies that when determining the extent of an area being used for agricultural activities, local governments and the Department of Commerce must make their determination based upon, to the greatest extent possible, historical activities.

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